# IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

JERRY R. TAYLOR, JR., and DEBRA B. TAYLOR,	)	
Plaintiffs,	)	
v.	)	Civil Action No. 7:12cv00010-SGW
BANK OF AMERICA, et al.,	)	
Defendants	)	

### MOTION FOR REMAND

COME NOW Plaintiffs Jerry R. Taylor, Jr. and Debra B. Taylor ("Taylors"), by counsel, pursuant to 28 U.S.C.S. § 1447, and hereby moves this honorable Court for an Order remanding this case back to the Circuit Court for Alleghany County, Virginia. As support therefor, the Taylors refer to their Memorandum in Support, attached hereto and incorporated by reference.

WHEREFOR, the Taylors ask that this case be remanded, and that they be awarded their attorney's fees and costs, pursuant to 28 U.S.C.A. § 1447(c).

Respectfully submitted,

JERRY R. TAYLOR, JR., and DEBRA B. TAYLOR,

By: s/Robert Michael Doherty
Of Counsel

Dennis P. Brumberg (VSB# 1031) Robert Michael Doherty (VSB# 43997) Brumberg, Mackey & Wall, P.L.C. 30 Franklin Road, Suite 800 Roanoke, Virginia 24011 Telephone: (540) 343-1044

Telephone: (540) 343-1044 Facsimile: (540) 343-2987

Email: mdoherty@bmwlaw.com

#### And

William A. Parks, Jr. P.O. Box 1175 Covington, Virginia 24426 Telephone: (540) 962-2222

Facsimile: (540) 962-2234 Email: Wparks22@aol.com

#### Counsel for Plaintiff

## **CERTIFICATE**

I hereby certify that I electronically filed the foregoing with Julia C. Dudley, Clerk, U. S. District Court, using the CM/ECF system which will send notification of such filing to the following on this 8<sup>th</sup> day of February, 2012:

Matthew D. Green, Esq. Antoinette N. Morgan, Esq. Morris and Morris, P.C. P.O. Box 30 Richmond, VA 23218

Counsel for Defendants Bank of New York Mellon, Recontrust Company, N.A., and Mortgage Electronic Registration Systems, Inc.

/s://Robert Michael Doherty, Esq.